

Children Cry for Fletcher's

CASTORIA

The Kind You Have Always Bought, and which has been in use for over 30 years, has borne the signature of and has been made under his personal supervision since its infancy. Allow no one to deceive you in this. All Counterfeits, Imitations and "Just-as-good" are but experiments that trifle with and endanger the health of Infants and Children—Experience against Experiment.

What is CASTORIA

Castoria is a harmless substitute for Castor Oil, Paregoric, Drops and Soothing Syrups. It is pleasant. It contains neither Opium, Morphine nor other Narcotic substance. Its age is its guarantee. It destroys Worms and allays Feverishness. For more than thirty years it has been in constant use for the relief of Constipation, Flatulency, Wind Colic, all Teething Troubles and Diarrhoea. It regulates the Stomach and Bowels, assimilates the Food, giving healthy and natural sleep. The Children's Panacea—The Mother's Friend.

GENUINE CASTORIA ALWAYS

Bears the Signature of

Chas. H. Fletcher

In Use For Over 30 Years

The Kind You Have Always Bought

THE CENTAUR COMPANY, NEW YORK CITY.

SUPREME COURT DECISION

That Knocks Out Tobacco Pooling Organizations in Kentucky.

A great deal of interest has been created as a result of the Kentucky statute making it legal for a farmer to pool his tobacco being declared unconstitutional by the supreme court.

The officials of the tobacco organizations have not yet reached a decision as to their future actions, but it is not thought that any of them will dispute the right of the supreme court to pass on the constitutionality of the law.

The Kentuckian gives a copy of the supreme court decision in full. It is thought that a statement will be issued by the different pooling organizations at an early date as to their future plans.

Tobacco Pooling Decision

The decision, which was delivered by Justice Hughes, follows in full:

"The plaintiff in error, Patrick Collins and other tobacco growers of Mason county, Kentucky, entered into a pooling contract with the Burley Tobacco society and the Mason county board of control whereby they consigned to the society their respective crops of tobacco (raised in the year 1907) to be sold by the society as their agent upon such terms as it should prescribe, but not less than a minimum price. Because Collins disposed of his crop, without the consent of the agents of the pool, he was indicted. He demurred to the indictment upon both state and federal grounds, setting forth as the latter that the statutes under which he was prosecuted contravened the Fourteenth amendment of the federal anti-trust act of July 2, 1890. The demurrer was overruled and trial was had. There was evidence that the tobacco had been removed by Collins to Cincinnati, and there sold; Collins was found guilty and sentenced to pay a fine. The court of appeals having affirmed the

organizations from combining to depreciate below its real value any article, or to enhance the cost of any article above its real value."

Constitutional Provision

"It was held that the constitutional provision did not repeal the act of 1890, and in Commonwealth vs. International Harvester Company it was further held (approving the views expressed in Owen County Tobacco society vs. Brumback), that the act of 1906 did not violate Section 198, of the constitution, inasmuch as it did not authorize a pool to enhance the cost of crops above their real value, but that the effect of the last mentioned act, when considered in connection with the act of 1890, Section 198, of the constitution and the Fourteenth amendment of the constitution of the United States, was to confer, not only upon the farmer, but upon all others, the right to pool their product, skill or capital, for the purpose of obtaining the real value thereof. Section 3941-A, is treated as an amendment of Section 3915; and as was said in Commonwealth vs. International Harvester company, the state court 'upheld the validity of both statutes, but also held that the last amended and modified the first to the extent of legalizing pools, trusts, combinations, agreements, etc., but that both statutes are so governed and restricted in their operation by Section 198 of the Constitution, so that they cannot be held to allow, but on the contrary prohibit persons, associations, co-partnerships or corporations, engaged or participating in a pool, trust, combination, or agreement, by means thereof, to fix, control or regulate the price of any commodity or article by raising or attempting to raise or depreciate it above or below its real value."

Violates Fundamental Law

"As the present prosecution was, under this legislation, thus construed as constituting in effect a single act, the question presented is the same as that decided by this court in the International Harvester company vs. Kentucky. It was found that the statute in its reference to real value prescribed no standard of conduct

that it was possible to know; that it violated the fundamental principles of justice embraced in the conception of due process of law in compelling in peril of indictment to guess what their goods would have judgment, this judgment of error is prosecuted.

The Kentucky Statute

"The conviction was under the provision of Section 3941-A, of the Kentucky statutes, being the act of March 21, 1906, as amended by the act of March 13, 1908. The act of 1906 permitted persons to pool or combine the crops of tobacco, wheat, corn, oats, hay or other farm products raised by them, for the purpose of obtaining a better or higher price thereof than could or might be obtained by selling said crops separately or individually. The persons so agreeing were also allowed to select agents to receive and to sell or dispose of the crops so placed in order to accomplish the object of the combination. The amendment of 1908, in addition to giving remedies by way of injunction and damages, provided that the agent when so selected should have the sole right to sell said crop so pooled or combined, that it should be unlawful for any owner of such crop to sell or dispose of same and for any person to knowingly purchase the same without written consent of such agent, and that upon conviction thereof a fine should be imposed."

"This statute, as construed by the court of appeals of Kentucky, is not to be regarded as an independent enactment, but is to be viewed in connection with the Kentucky anti-trust acts of 1890 and in the light of Section 198, of the Kentucky constitution adopted in 1891. The statute of 1890 forbade the formation of pools or combinations for the purpose of regulating, controlling or fixing the price of merchandise or property of any kind. Section 198 of the constitution, provided that it should be the duty of the general assembly from time to time to enact such laws as might be necessary to prevent all trusts, pools, combinations or other brought under other conditions ascertainable."

"The Harvester company was prosecuted for being a party to a price-raising combination; Collins for breaking a combination agreement and selling outside the pool, which he had joined. With respect to each, the test of the legality of the combination was said to be whether it raised prices above the real value. If it did—in the Collins case—he would be subject to penalties for remaining in a combination; if he did not, he would be punishable for not keeping his tobacco in the pool. He was thus bound to ascertain the 'real value,' to determine his conduct, not according to the actualities of life, or by reference to knowable criteria, but by speculating upon imaginary conditions and endeavoring to conjecture what would be the value under other and so-called normal circumstances with fair competition, eliminating the abnormal influence of the combination itself and of all other like combinations, and of still other combinations which these were organized to oppose. The objection that the statute by reason of its uncertainty, was fundamentally defective, was as available to Collins as it was to the Harvester company."

"In this view, it was unnecessary to consider the objection under the commerce clause or the alleged conduct as to the interstate transactions with the federal anti-trust act."

"The judgment is reversed and the cause remanded for further proceedings not inconsistent with this opinion."

Purely Personal.

Mack Barber, son of Lee J. Barber, of Graham, Va., is visiting his uncle, Mr. W. W. Barber, near Oak Grove.

William Hewell, of Knoxville, Tenn., is visiting relatives here.

M. K. Anderson has gone to Lakeland, Fla.

L. E. Ekin, of Clarksville, is spending some time with friends in and near the city.

Miss Parthenia Wright is visiting friends in Murfreesboro, Tenn.

Robb Allensworth is spending the week with relatives in the county.

Mrs. F. P. Thomas and little daughter Beth, and Miss Annie Clardy and Mrs. Claude Clark left Sunday for Rochester, Minn.

Miss Nora Golliday is visiting friends in Madisonville.

L. B. Fiack has returned from Dawson, where spent the Fourth.

L. Aubrey Toggie, of Cerulean Springs, Ky., is in the city.

Rev. C. M. Thompson is in Georgetown this week.

Frank Rives will go to Nashville to-day for an operation.

Miss Annie Cooke, of South Christian, is the guest of her sister, Mrs. W. T. Williamson.

Miss Adelia Williamson has returned home after a pleasant visit to Miss Marion Dortch of Louisville.

Rhea Shanklin, of the U. S. Cavalry, who is stationed now at Columbus, O., is in the city visiting his parents.

Miss Demaris Driffoos, of Nashville, was in the city yesterday.

LITTLE GIRL

Victim of Typhoid Fever, Died Saturday Morning.

Willie Katherine Clymer, aged 13 years, a daughter of James A. Clymer, of Jessup avenue, died Saturday morning of typhoid fever, at Jennie Stuart Memorial Hospital, to which she was taken the night before, practically in a dying condition. She had been ill several weeks. Mr. Clymer recently moved to this city from Hart county. The body was taken to Horse Cave for burial.

Church Built In a Day.

In a suburb of Nashville 75 men gathered on July 4 and put up a Presbyterian chapel in one day, and services were held in it that night.

Killing On July 4.

In a fight on the 4th, near Whitesburg, Ky., Jno. D. Blair killed Henry H. Corbin, by hitting him on the head with a rock.

Buried, but Not Lost.

It is a good thing to bury the hatchet, but the trouble with this pastime is that somebody always puts a marker at the place to show where the implement is.—Chester Times.

Almost Any Kind.

"Pa, what is a comfortable income?" "One that sits easy on the conscience, I suppose."—Detroit Free Press.

Catarrh Cannot Be Cured

with LOCAL APPLICATIONS, as they cannot reach the seat of the disease. Catarrh is a blood or constitutional disease, and in order to cure it you must take internal remedies. Hall's Catarrh Cure is taken internally, and acts directly upon the blood and mucous surfaces. Hall's Catarrh Cure is not a quick medicine. It was prescribed by one of the best physicians in this country for years and is a regular prescription. It is composed of the best blood purifiers, acting directly on the mucous surfaces. The perfect combination of the two ingredients is what produces such wonderful results in curing catarrh. Send for testimonials, free. F. J. CHENEY & CO., Props., Toledo, O. Sold by Druggists, price 50c. Take Hall's Family Pills for constipation.

PRINCESS

"MILLION DOLLAR MYSTERY"

Wednesday, To-morrow

BALLOTTED FOR OFFICERS

Annual Election Of The H. B. M. A. Was Held Yesterday.

The annual election of officers of the Hopkinsville Business Men's Association was held yesterday. The voting was by private ballot and went on until nine o'clock last night. The official ballot contained two names for each of the places to be filled. But few changes were expected to be made in the present corps of officers.

Just a Christening.

"Walter," asked the impatient customer, "do you call this an oyster stew?" "Yesuh," replied Ernest Pinkley. "Why, the oyster in this stew isn't big enough to flavor it." "He wasn't put in to flavor it, sub. He's just supposed to christen it."

Specialization.

"Those whirling dervishes have remarkable endurance!" said the traveler. "Yes. With a little more practice I believe some of them could keep up with our own marvelous tango dancers."

Grandma's Reflection.

"I never would have believed it." "Believed what, grandma?" "That I should have been obliged in my old age to employ my time knitting a sweater coat for my daughter's French poodle."

At the Cafe.

"Here's the meanyou, Mauree. You can read French, can't you?" "Oh, I don't have to have the meanyou to know what I want. Just order me an ong dee and a few bonmots."

Vain Effort.

Justice of the Peace—Do I understand that you are expressing contempt for this court? Young Lawyer—No, your honor; I am trying my best to conceal it.

Her Secret Salted Down.

"There never was a woman yet who could keep a secret." "Oh, I don't know. Lot's wife never told anyone what she saw when she stopped and looked back."

A Vain Effort.

"I think I can get your husband a job as a street sprinkler." "Thanky, sir, but that wouldn't do no good. Jim never could keep on the water wagon."

Logical Sales.

"My half-dozen new houses ought to go pretty fast." "Why?" "Because they've got six of the best cellars going."

ROMANTIC WEDDING

Man Sees Pretty Girl In Evansville Park, Proposes and Is Married At Once.

Evansville, Ind., July 6.—While I. F. Harper, a railroad man of Mt. Carmel, Ill., was seated in a park here Thursday, his eyes fell on a beautiful girl whom he says he had never seen before. He spoke to her and she returned his salutation. Her name was Miss Inez Hope, of Russellville, Ky., and in a few minutes after he met her Harper proposed to Miss Hope and she accepted him. They then walked to the court house arm in arm where they were married. They will live at Mt. Carmel. Miss Hope was here visiting friends.

Itching piles provoke profanity but profanity won't remove them. Doan's Ointment is recommended for itching, bleeding or protruding piles. 50c at any drug store. Advertisement.

TO CLEAN-UP CAMPUS

To the Baptists and friends of Bethel College.

Tuesday morning has been set apart to prepare the Bethel College campus for the coming of the new president. Please be on hand at eight o'clock with scythe, cycle, hoe, axe or rake to help put the grounds in order. B. F. C. ALUMNAE.

Children Cry FOR FLETCHER'S CASTORIA

New P. M.

Marion Dukes has been appointed postmaster at Red Hill, in this county.

For earache, toothache, pains, burns, scalds, sore throat, try Dr. Thomas' Eclectic Oil, a splendid remedy for emergencies. Advertisement.

Good Hint.

Vermin of no kind will stay upon clothing that is scented with either oil of cloves, oil of cinnamon, anise oil, or cedar oil. This is a valuable secret for the traveler, for a small bottle will protect him from the vermin often found in hotel beds. No bedbug will venture between sheets so scented and a few drops is all that is required.

E. L. FOULKES

I DESIRE TO ANNOUNCE to the Farmers that I Will, During the Month of July, Sell the Best Quality of Lump Coal Ever Offered in Western Ky. at 8c a Bushel ON THE YARD. A MAN FURNISHED TO LOAD YOUR WAGON.

Phone No. 20. Fourteenth Street and L. & N. Railroad.

E. L. FOULKES

Established Over 40 Years Hopkinsville, Kentucky.

THE LARGEST AND OLDEST COAL DEALER IN WESTERN KENTUCKY.